App. F. IX-4

✓

1937.
(Legs)

File No. 26-37

Previous References
Legs 41-32-1-5

Serial Nos. 1 - 2

Letter References

PRESERVED

(7)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 2

Part B for March 1938

SUBJECT.

Legislation and Regulations re Slavery in Nyasaland

SL-2 To the Secretary to the Resident

WD 0295—GPB—22,500—13-8-37 No pol 1051/ 23-3-38

Furnishes the information called for in the matter

Secretary
P. 4-38

Legislation re Slavery

(1)

General and Revenue Secretariat | File No. 502/P | of 193 | [App. F. III—2

Serial No.

R. Dis No F 171-38 R.O.I dy 28/12/38 from Resy requesting the supply of information re. legislation or practices in Mysore relating to Slavery

1) The only provisions of law re slavery are sections 370 & 371 of the I.P.C as in force in Mysore. There does not seem to be any other rules re slavery. In fact no form of slavery seems to obtain in Mysore.

2) The Rev. and Dist Magts may perhaps be consulted if any form of slavery obtains in regard to Bonded Labourers &c. if there are any rules in regard to them.

Secl - for orders

by 25/2

25/2

3) I believe there is some file in the C.B with regard to the questions raised by the League of Nations

by 25/2

(C.B.)

4) Please get the collection P.P. 107-31

NOTE—Contn. Sheet.

5) Secl with Legis. file 41-38 in which the Bonded Labour Act was referred as a result

(Pto by)

2) 3087 R

Legislation re Slavery

5041

File No. of 193

General and Revenue Secretariat

of the Conventions concerning forced or compulsory labour

Sec 8/13 6) consult the Rev & Agri Rlys by 9-3 W

Rev. Bov)

7) The two kinds of tenancy in force Viz Varam and Kuttige are matters of Contract between parties and cannot be classed as slavery. The Rev. Dept resorts to Compulsory labour in grave emergencies such as preservation of irrigation works and such a procedure is governed by the Irrigation Regulation (Act). The Communal labour which the Village Panchayats command is Voluntary labour pooled together for effecting works of public utility.

8) The Uliga system in Vogue in some places is also a matter of Contract between parties and does not come under slavery, however repulsive the kind of labour be.

9) There is neither slavery nor Conditions akin to slavery, known to the Revenue Dept.

Submitted.

10) Neither compulsory labour under the Irrigation Act nor Voluntary communal labour for Village Improvement can be brought

Rlys are concerned by the Conventions (vide Survey)

Mr. J. R. Rao

B. Rao 10.3.38

Legislation re Slavery.
R 3087

5021 (3)

General and Revenue Secretariat — Legs. File No. 26 of 1937. [App. F. III—2

Serial No.

within the meaning of Slavery

Legs
10/3

Chief Secy ✓ Please bring up.

MRS
11/3

12 It is better to deal with all aspects of the reference. Reference may be invited to our previous correspondence on this subject. The position has not altered since then.

MRS
12/3

Legs
12.3

13 Secy. with the draft reply for Resy. ✓ for approval.

5a
18/3/38 Chief Secy

Legs

for perusal before issue. 18.3

MRS
18/3

1st member)

Legs
21.3

JPS
21/3

MRS
21/3

Wise
Legs/21.3

2 Secy. to Govt. Revenue
NO Pol 1051 dy 28/3/38
Shall Thank and say provisions re Slavery are contained in Sections 370 & 371 I.P.C. & in sections referred to in Govt. Pol. Order dy 30/8/32.

2

NOTE—Contn. Sheet 3

23.7.38

10 MAR 1938 GOVT. OF MYSORE.
22 MAR. 1938 TYPING SECTION GENL & REV. SECTT.

WD 0234—GPB—30,000—13-2-37

All communications should be addressed to the Secretary to the Resident in Mysore, Bangalore, by designation and not by name.

5021/37 Pol 1441

R.Dis. No.F.171-38
R.O. I

FROM

THE SECRETARY TO THE HON'BLE THE RESIDENT IN MYSORE.

Legis 26-37-1.

To

The Chief Secretary to the Government of
His Highness the Maharaja of Mysore.

Legis

CHIEF SECRETARY
24. FEB. 193
GOVT. OF MYSORE.

Dated Bangalore, 23rd February *193* 8

LEGISLATION AND REGULATIONS REGARDING SLAVERY.

SIR,

I am directed to say that the League of Nations' Slavery Committee have decided to prepare a list of the legislation of different countries on the subject of slavery, and the members of the Committee have undertaken to assist in the revision of the list and to invoke the assistance of their respective Governments. Sir George Maxwell, a member of the Committee, has accordingly made a request to the India Office that the Committe may be furnished with particulars of laws, orders and regulations relating to slavery in force in British India, Burma, the Indian States and the Persian Gulf area. As regards British India, the India Office desire that an up-to-date memorandum may be prepared, referring not only to the Indian Slavery Act, 1843 (V of 1843) and the relevant provisions of the Indian Penal Code but also to any legislation or orders, relating to conditions akin to slavery, such as debt-bondage and the like. I am to request that if there is no objection, this Residency may kindly be supplied, as soon as possible, with the information in question so far as the Mysore State is concerned.

I have the honour to be,
Sir,
Your most obedient servant,

for SECRETARY TO THE RESIDENT.

BJ

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Dated, Bangalore, 22nd March 1938.

No. Pol 1051

From

B. T. Kesavaiengar, Esq., B.A.,
Chief Secretary to the Government of His Highness the Maharaja of Mysore.

To

The Secretary to the Hon'ble the Resident in Mysore,
Bangalore.

Sir,

Subject:- Legislation and Regulations regarding slavery.

With reference to your letter No. R.Dis.F.171-38/R.O.I, dated 23rd February 1938 on the above subject, I am directed to state that the only provisions regarding slavery are those contained in Sections 370 and 371 of the Indian Penal Code as in force in Mysore making it penal to try or dispose of any person as a slave and to habitually deal in slaves.

In this connection I am to invite reference to this office letter No. Pol. 229 dated 30th August 1932 regarding forced or compulsory labour and to state that the position has not altered since then. The Breach of Contract Act, 1859 and Sections 490 and 492 of the Indian Penal Code as in force in Mysore were repealed by Act IV of 1933.

I have the honor to be,
Sir,
Your most obedient servant,

Chief Secretary to Governmen

Appendix F G—1]

SUBJECT .....

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Section Legis

File No. 26-37

Serial No. 2.

Diary No. of letter replied to.....

No. Rol 1051

To

The Secy to the Hon'ble
the Resident

General and Revenue Secretariat

( )

the *193*

Re Subject: Legislative and
Regulations regarding
Slavery

Date of issue 23.3.38

Sir

With reference to
your letter no R. Dis
F. 171-38 dt 23-2-38
R.O.I
and the enclosure subject
I am directed to say that
that the only provisions
re slavery are those
contained in Sections
370 & 371 of the I.P.
as in force in Imperial
Burma it would
To keep our Disposal of

Signed by Mr. B.T.K

List of enclosures.....

Copied by .....

Examined by.....

WD 0521—GPB—30,000—12-3-37